

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.63921 of 2023

Arising Out of PS. Case No.-20 Year-2023 Thana- MAHILA P.S. District- Lakhisarai

1. Deepak Yadav S/O Late Wajir Yadav R/O Village- Gaura, Ps. Halsi, Dist. Lakhisarai
2. Sulekha Devi W/O Deepak Yadav R/O Village- Gaura, Ps. Halsi, Dist. Lakhisarai

... .. Petitioner/s

Versus

The State Of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Umesh Prasad, Adv.

For the Opposite Party/s : Mr. Ajay Kumar Jha, APP

CORAM: HONOURABLE MR. JUSTICE MADHURESH PRASAD
ORAL ORDER

2 17-10-2023 Heard learned counsel for the petitioners and the learned APP for the State.

2. The petitioners are apprehending their arrest in connection with Mahila (Lakhisarai) PS Case No 20 of 2023, dated 04-03-2023, registered for the offence punishable under Sections 341, 323, 498(A), 494, 379, 504, and 506/34 of the Indian Penal Code.

3. The petitioners are 'Bhaisur' and 'Gotani' of the informant, who has alleged that in February, 2023 her husband has solemnized the second marriage.

4. It is submitted by the petitioners' counsel that the First Information Report (for brevity 'FIR') has been lodged



nine years after the marriage. The petitioners, by virtue of their relationship, have been made accused, though they have no concern with the informant and her husband. They are having no criminal antecedents.

5. Learned APP for the State has opposed the prayer for bail.

6. Considering the rival submissions, clean antecedents, this Court, for the limited purposes of grant of bail, is inclined to accept the submissions advanced by the petitioners' counsel. Prayer for anticipatory bail is allowed.

7. Accordingly, let the petitioners, above named, in the event of their arrest or surrender before the court below within a period of four weeks from today, be released on bail on furnishing bail bond of Rs.10,000/- (Ten thousand) each with two sureties of the like amount each to the satisfaction of the learned S.D.J.M. Lakhisarai, in connection with Mahila (Lakhisarai) PS Case No 20 of 2023, subject to the conditions as laid down in Section 438(2) of the Code of Criminal Procedure with following conditions:

- (i) That one of the bailors will be a close relative of the petitioners who will give an affidavit giving genealogy as to how he is



related with the petitioners. The bailor will also undertake to inform the court if there is any change in the address of the petitioners.

(ii) That the petitioners will be well represented on each date and if they fail to do so on two consecutive dates, their bail bond will be liable to be cancelled.

(Madhuresh Prasad, J)

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